APPENDIX D

No. 23,437

In the
UNITED STATES COURT OF APPEALS
For the Fifth Circuit

AETNA LIFE INSURANCE COMPANY,
Appellant,

v.

JUNE KEGLEY, a Widow,
Appellee.

Appeal from the United States District Court for the Western District of Texas

Before BELL & GODBOLD, Circuit Judges, and NOEL, District Judge.

ORDER RECALLING AND STAYING JUDGMENT ISSUED AS MANDATE

ON CONSIDERATION of the petition of Appellants for recall and stay of judgment issued as mandate in the above numbered and entitled cause, to enable appellants to apply for and obtain a writ of certiorari from the Supreme Court of the United States, IT IS ORDERED that the judgment

issued as mandate to the Clerk of the United States District Court, at Pecos, Texas, on August 15, 1967, be recalled and stayed for a period of thirty days, the stay to continue in force until the final disposition of the case by the Supreme Court, provided that within thirty days from the date of this order there shall be filed with the clerk of this court the certificate of the clerk of the Supreme Court that certiorari petition and record have been filed. It is further ordered that the clerk shall issue the judgment as mandate upon the filing of a copy of an order of the Supreme Court denying the writ, or upon the expiration of thirty days from the date of this order, unless the above mentioned certificate shall be filed with the clerk of this court within that time.

/s/ JAMES NOEL
United States District Judge

Dated this 8th day of December, 1967.

(ORIGINAL FILED—DECEMBER 11, 1967)